

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION

UNITED STATES OF AMERICA,

v.

GARY CHRISTOPHER JOHNSON,

*Defendant.*

CIVIL No. 3:08-cr-00010

ORDER

JUDGE NORMAN K. MOON

In accordance with the accompanying memorandum opinion, Defendant's petition for habeas corpus (dkts. 81, 94) is **GRANTED** and the Government's motion to dismiss the petition (dkt. 98) is **DENIED**. This matter must be set for resentencing. The parties are **ORDERED** to contact the Clerk of the Court, Charlottesville Division, within seven (7) days of this Order to schedule a resentencing date.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record and to the U.S. Probation Office, Charlottesville Division.

Entered this 28<sup>th</sup> day of June, 2016.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE